GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Commercial Taxes Department – Allegations of Corruption against Sri N.Ratna Raju, Commercial Tax Officer, O/o the Commercial Tax Office, Suryaraopeta Circle, Vijayawada – Convicted in CC No.15/2009 – Withholding of pension in full permanently under Andhra Pradesh Revised Pension Rules, 1980 – Orders – Issued.

REVENUE (VIGILANCE-II) DEPARTMENT

G.O.Ms.No.415 **Dated:08-08-2018**

Read the following:-

1. From Director General, Anti-Corruption Bureau, Hyderabad, Letter Rc.No.176/RCT-VKI/2008-S9, dt.31-07-2008.
2. From Director General, Anti-Corruption Bureau, Hyderabad Letter Rc.No.176/RCT-VKI/2008-S9, dt.17-12-2008.(Final Report)
3. G.O.Ms.No. 472, Rev(Vig.II) Dept, dated.02-04-2009.
4. G.O.Ms.No. 473, Rev(Vig.II) Dept, dated.02-04-2009.
5. Judgment dated 20-04-2018 in CC No.15/2009 of the III Addl.District & Sessions Judge-cum-Special Judge for SPE & ACB Cases, Vijayawada.

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O R D E R :

Whereas, in the reference 1st read above, it was brought to the notice of the Government that on 19-07-08 the Accused Officer-1 Smt. Viswanadhapalli Nagaveni, Assistant Commercial Tax Officer, O/o Commercial Tax Office, Suryaraopeta Circle, Vijayawada was trapped by Anti Corruption Bureau when she demanded and accepted Rs.6,000/- as bribe from the complainant Tatineni Srinivasa Rao Alias Vasu, Sunnapubatteela Center, Vijayawada through Accused Officer-2 Sri Kanumuru Venkateswara Rao, Office Sub-Ordinate for showing official favour i.e., issue of VAT Registration Certificate in the name of B.N.Murthy, Brother-in-law of the Complainant.

2. And whereas, the Government after examining the final report of the Director General, Anti Corruption Bureau received vide reference 2rd read above, have accorded sanction to prosecute Smt. V.Nagaveni, Assistant Commercial Tax Officer, Accused Officer.1 and Sri. K.Venkateswara Rao, Office Subordinate, Accused Officer.2, O/o. Commercial Tax Office, Suryaraopeta Circle, Vijayawada vide reference 3rd and 4th read above under Prevention of Corruption Act, 1988 for the offences committed by them. Accordingly, the Director General, Anti Corruption Bureau, Andhra Pradesh, filed charge sheet before the III Additional District & Sessions Judge-cum-Special Judge for Special Police Establishment & Anti Corruption Bureau Cases, Vijayawada in C.C.No.15 of 2009.

3. And whereas, during the course of trail, the III Additional District & Sessions Judge-cum-Special Judge for Special Police Establishment & Anti Corruption Bureau Cases, Vijayawada summoned the 3rd respondent i.e., Sri N.Ratna Raju the than Commercial Tax Officer, Suryaraopeta Circle to be tried along with Accused Officer.1 and Accused Officer.2 and issued summons to the 3rd respondent to face trail along with Accused Officer.1 and Accused Officer.2. Consequently the then Commercial Tax Officer who was named as 2nd accused in the F.I.R. was brought on record as 3rd accused referred as Accused Officer.3 and after his appearance, copies of all documents are furnished to him as required U/Sec 207 Cr.P.C.

4. The III Additional District & Sessions Judge-cum-Special Judge for Special Police Establishment & Anti Corruption Bureau Cases, Vijayawada in his judgment 5th read above, found that Sri N.Ratna Raju, Commercial Tax

Contd.,2

Officer, O/o the Commercial Tax Office, Suryaraopeta Circle, Vijayawada is found guilty of the offences Charged U/s 7 and 13(2) r/w 13(1)(D) of Prevention of Corruption Act, 1988 and accordingly convicted him under section 235 (2) of Criminal Procedure Code and the Accused Officer.3 is sentenced to undergo rigorous imprisonment for two years and to pay a fine of Rs.10,000/- and in default, to suffer three months for rigorous imprisonment, for the offence under section 7 of the Prevention of Corruption Act, 1988. The Court further ordered that Sri N.Ratna Raju, Commercial Tax Officer, O/o the Commercial Tax Office, Suryaraopeta Circle, Vijayawada to undergo rigorous imprisonment for two years and to pay a fine Rs.10,000/- and in default, to suffer three months simple imprisonment, for the offence under section 13(1) (d) read with 13(2) of the Prevention of Corruption Act, 1988. Both the substantive sentences awarded to Accused Officer.3 shall run concurrently.

5. And whereas, after careful consideration of the facts and circumstances of the case with reference to the instructions issued in G.O.Ms. No.2, General Administration (Services-C) Department, dated 04-01-1999 read with instructions issued in Memo No.178/Spl.C/2003-1, General Administration (Special-C) Department, dated 07-05-2003, Government have decided to impose the penalty of withholding of 100% pension permanently against Sri N.Ratna Raju, Commercial Tax Officer, O/o the Commercial Tax Office, Suryaraopeta Circle, Vijayawada with immediate effect for his convictions in the criminal case.

6. Now, therefore in exercise of the powers conferred under Sub-Rule (1) of Rule 9 of Andhra Pradesh Revised Pension Rules, 1980, read with instructions issued in G.O.Ms.No. 2, General Administration (Services-C) Department, dated 04-01-1999 and Memo No.178/Spl.C/2003-1, General Administration (Special-C) Department, dated 07-05-2003, Government hereby impose the penalty of withholding of 100% pension permanently against Sri N. Ratna Raju, Commercial Tax Officer, O/o the Commercial Tax Office, Suryaraopeta Circle, Vijayawada with immediate effect.

7. The Commissioner of Commercial Taxes, Andhra Pradesh shall take necessary action accordingly.

NOTIFICATION

8. The following notification shall be published in the extraordinary issue of the Andhra Pradesh Gazette dated:08-08-2018 :

"In exercise of the powers conferred under Sub-Rule (1) of Rule 9 of Andhra Pradesh Revised Pension Rules, 1980, read with instructions issued in G.O.Ms.No.2, General Administration (Services-C) Department, dated 04-01-1999 and Memo No.178/Spl.C/2003-1, General Administration (Special-C) Department, dated 07-05-2003, Government hereby impose the penalty of withholding of 100% pension, permanently against Sri N.Ratna Raju, Commercial Tax Officer, O/o the Commercial Tax Office, Suryaraopeta Circle, Vijayawada with immediate effect."

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.D.SAMBASIVA RAO
SPECIAL CHIEF SECRETARY TO GOVERNMENT (CT, EXCISE & R&S)

To

Sri N.Ratna Raju, Commercial Tax Officer, O/o the Commercial Tax Office, Suryaraopeta Circle, Vijayawada (through the Commissioner of Commercial Taxes, Andhra Pradesh, Eedupugallu, Vijayawada)

The Commissioner of Commercial Taxes, Andhra Pradesh, Eedupugallu, Vijayawada.(with a request to serve the G.O. on the individual and send served copy with dated signature to Government for record)

Contd.,3

The Commissioner of Printing, Stationery & Stores Purchase, Andhra Pradesh, Vijayawada.(with a request to publish the G.O. in the extraordinary Gazette and furnish 10 copies to Government)

Copy to:

The Secretary to Vigilance Commissioner,
Andhra Pradesh Vigilance Commission, Secretariat Building No.5, Velagapudi, Guntur District.

The Director General, Anti-Corruption Bureau, Andhra Pradesh, Pandit Nehru Bus Station, NTR Administrative Block, IInd Floor, Vijayawada.

The Director of Treasury and Accounts, Andhra Pradesh, D.No.7-57, Sri Anjaneya Towers, VTPS Road, Ibrahimpatnam, Vijayawada-521456.Email: director.dta@gmail.com

The Accountant General, Andhra Pradesh, Hyderabad.

The Revenue (Commercial Tax-I) Department.

SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER